

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application for:

**Richard A. Halavais, et al**

Serial No. 09/295,577

Filed: April 22, 1999

For: Individual Seat Selection Ticketing and  
Reservation System

Examiner: Gilligan, Christopher L.

Art Unit: 3626

**DECLARATION PURSUANT TO 37 C.F.R. § 1.132**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

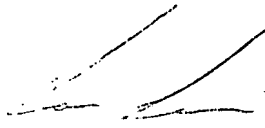
1. Music & Dance Theatre Chicago a customer of MS Integrate from August 2003 to October 2005, selected MS Intergate and the CyberSEATS™ software to provide ticketing services over the Internet to our customers.
2. CyberSEATS™ was chosen because its software allows us to provide ticket services to our customers where the customer is able to view the actual seats that are currently available and select the exact seat or seats that the customer desires. Other competing software at the time our company selected CyberSEATS™ only allowed users to select seating sections and did not allow a user to select a specific seat or view all of the available seats individually. An additional factor in choosing CyberSEATS™ was

that it allows our customers to view and select seats through a web browser and does not require that the customers obtain a specialized proprietary software application provided by MS Intergate, our company or any other company to be able to obtain tickets. These factors provided a superior ticket vending experience to our customers, which was not possible to obtain through competing products at the time.

3. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-identified application or any patent issued thereon.

Respectfully submitted,

Dated: Oct 13, 2006



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Lou Levin  
Box Office Treasurer

## EXHIBIT I

## Row 15 - Seat 22

## EXHIBIT J



## EXHIBIT K


Client - Mozilla Firefox

File Edit View Go Bookmarks Yahoo! Tools Help

http://www.choiceticketing.com/pages/clients.htm

Getting Started Latest Headlines

Search Web Mail My Yahoo! HotJobs Games Music Answers Personal Sign In



**CHOICE**  
TICKETING SYSTEMS  
THE LOGICAL  
CHOICE IN TICKETING  
SOFTWARE

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**The Product**

**Hardware**

**Services**

**Support**

**Clients**

*Client Testimonials*

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**Choice Ticketing Clients**

<p><a href="#">Aleppo Shriners Auditorium</a> Wilmington MA</p> <p><a href="#">Alma Performing Arts Center</a> Alma AR</p> <p><a href="#">Angelina Arts Alliance</a> Lufkin TX</p> <p><a href="#">Apple Tree Theatre</a> Highland Park IL</p> <p><a href="#">Arkley Center for the Performing Arts</a> Eureka, CA</p> <p><a href="#">Arkansas State University</a> Jonesboro AR</p> <p><a href="#">Arrow Rock Lyceum Theatre</a> Arrow Rock MO</p> <p><a href="#">Baltimore Opera</a> Baltimore MD</p> <p><a href="#">Berkshire Theatre Festival</a> Stockbridge MA</p> <p><a href="#">Bloomington Center for the Performing Arts</a> Bloomington IL</p> <p><a href="#">Boston Chamber Music Society</a> Boston MA</p> <p><a href="#">Boulder Philharmonic Orchestra</a> Boulder CO</p> <p><a href="#">Brandeis University Spingold Theatre Center</a> Waltham MA</p> <p><a href="#">Broadway Center for the Arts</a> Tacoma WA</p> <p><a href="#">Broomfield Event Center</a> Broomfield CO</p> <p><a href="#">Butler County Community College</a> Butler PA</p> <p><a href="#">California Philharmonic Orchestra</a> San Marino CA</p> <p><a href="#">Carolina Theatre</a> Greensboro NC</p> <p><a href="#">Cedar Rapids Symphony Orchestra</a> Cedar Rapids IA</p> <p><a href="#">Center for Arts in Natick</a> Natick MA</p> <p><a href="#">Chamber Music Northwest</a> Portland OR</p> <p><a href="#">Chamber Orchestra of Philadelphia</a> Philadelphia PA</p> <p><a href="#">Chattanooga Symphony and Opera Association</a> Chattanooga TN</p> <p><a href="#">Children's Theatre of Charlotte</a> Charlotte NC</p> <p><a href="#">Circus Sarasota</a> Sarasota FL</p> <p><a href="#">Coastal Carolina University</a> Conway SC</p> <p><a href="#">College of St. Benedict/St. John's University</a> St. Joseph MN</p> <p><a href="#">Clemson U. Brooks Center for the Performing Arts</a> Clemson SC</p> <p><a href="#">The Community College of Baltimore County</a> Baltimore MD</p> <p><a href="#">Connecticut Defenders</a> Norwich CT</p> <p><a href="#">Craterian Theatre</a> Medford OR</p> <p><a href="#">Crystal Cathedral</a> Garden Grove CA</p> <p><a href="#">Dallas Children's Theatre</a> Dallas TX</p> <p><a href="#">Dakota County Fair</a> Greenville OH</p> <p><a href="#">DuPont Theatre</a> Wilmington DE</p> <p><a href="#">Eastern Mennonite University</a> Harrisonburg VA</p> <p><a href="#">Egyptian Theatre</a> Salt Lake City UT</p> <p><a href="#">Emellin Theatre</a> Mamaroneck NY</p> <p><a href="#">ETA Creative Arts Foundation</a> Chicago IL</p> <p><a href="#">Evansville Philharmonic Orchestra</a> Evansville IN</p> <p><a href="#">Expo Square</a> Tulsa OK</p> <p><a href="#">Five Towns College</a> Dix Hills NY</p> <p><a href="#">Florida State University</a> Tallahassee FL</p>	<p><a href="#">Music Theatre of Wichita</a> Wichita KS</p> <p><a href="#">Napa Valley Symphony</a> Napa CA</p> <p><a href="#">New England Conservatory of Music</a> Boston MA</p> <p><a href="#">New Hampshire Fisher Cats</a> Manchester NH</p> <p><a href="#">New Orleans Ballet</a> New Orleans LA</p> <p><a href="#">New Orleans Opera</a> New Orleans LA</p> <p><a href="#">New Repertory Theatre</a> Boston MA</p> <p><a href="#">New Stage Theatre</a> Jackson MS</p> <p><a href="#">North Carolina Museum of Art</a> Raleigh NC</p> <p><a href="#">North Shore Spirit Baseball Club</a> Lynn MA</p> <p><a href="#">Northern Stage</a> White River Junction VT</p> <p><a href="#">Northwestern State University</a> Natchitoches LA</p> <p><a href="#">Ocala Civic Theatre</a> Ocala FL</p> <p><a href="#">Ogunquit Playhouse</a> Ogunquit ME</p> <p><a href="#">Opera Memphis</a> Memphis TN</p> <p><a href="#">Orpheus Chamber Orchestra</a> New York NY</p> <p><a href="#">Packard Music Hall</a> Warren OH</p> <p><a href="#">Painted Bride Art Center</a> Philadelphia PA</p> <p><a href="#">Palace Theatre</a> Greensburg PA</p> <p><a href="#">Paramount Arts Center</a> Ashland KY</p> <p><a href="#">Peiot Theatre</a> Texarkana TX</p> <p><a href="#">Perseverance Theatre</a> Douglas AK</p> <p><a href="#">Philadelphia Chamber Music Society</a> Philadelphia PA</p> <p><a href="#">Philadelphia Theatre Company</a> Philadelphia PA</p> <p><a href="#">Phipps Center for the Arts</a> Hudson WI</p> <p><a href="#">Pike Center for the Arts</a> Indianapolis IN</p> <p><a href="#">Portland Stage Company</a> Portland ME</p> <p><a href="#">Poway Center for the Arts</a> Poway CA</p> <p><a href="#">Princess Theatre for the Performing Arts</a> Decatur AL</p> <p><a href="#">Promusica Chamber Orchestra</a> Columbus OH</p> <p><a href="#">Queens Theatre in the Park</a> Flushing NY</p> <p><a href="#">Queensboro Community College</a> Bayside NY</p> <p><a href="#">Quilck Center for the Arts</a> Fairfield CT</p> <p><a href="#">The Theatre at Raritan Valley CC</a> Somerville NJ</p> <p><a href="#">Red (an orchestra)</a> Cleveland OH</p> <p><a href="#">REDCAT</a> Los Angeles CA</p> <p><a href="#">Rhode Island Philharmonic Orchestra</a> Providence RI</p> <p><a href="#">Richland Performing Arts Center</a> Mansfield OH</p> <p><a href="#">Ritz Theatre</a> Tiffin OH</p> <p><a href="#">River Raisin Centre for the Arts</a> Monroe MI</p> <p><a href="#">Sacramento Capitals</a> Sacramento CA</p> <p><a href="#">San Pedro Playhouse</a> San Antonio TX</p>
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http://www.neworleansopera.org/

## EXHIBIT L

new orleans opera association



### Step 3

Choose available seats by selecting them with your mouse. Click "Add Selected Seats to Cart" to move on to the Order Summary Page and purchase selected seats. Click "Select Another Event" or "Select Another Section" to purchase additional tickets.

**La Boheme**  
Friday 04-20-2007 8:00 PM

**Select Another Section**

**Select Another Event**

Add Selected Seats to Cart &gt;&gt;



**Section**  
Premium-Seating-Right

**PREMIUM  
SEATING**

Seat Key ☐ Available ☐ Sold ☒ Locked ☐ Selected

## EXHIBIT M

new orleans opera association



Step 4 Select "Check Out" to purchase tickets.

### Order Summary

	Event	Date	Loc	Sec	Row	Seat	Price
<a href="#">Remove</a>	La Boheme	04-20-2007 8:00 PM	ORCH	C	R	11	\$120.00

SubTotal: \$120.00  
Internet Fee: \$2.00  
Service Charge: \$4.00  
Total: \$126.00

Tax Deductible Donation: \$ 0.00

[Empty Cart](#) [Select Another Section](#) [Select Another Event](#) [Check Out >>](#)

Selected seats will be held for 5 min.

## EXHIBIT N



**GLITNIR  
TICKETING**



- Box Office Ticketing
- Internet Ticketing
- Print-at-Home Tickets
- Wireless Scanning
- CRM
- Contract Management
- Ticket Resale
- Group Management
- Email Campaigns
- POS/Dallas Store
- AIR
- And more...

Saint Paul Saints



Long Island Ducks



Charleston RiverDogs



Staten Island Yankees



Hudson Valley Renegades



Worcester Tornadoes



Brockton Rox



Fort Myers Miracle





## EXHIBIT O



Step 3 of 5: Please click on available seats to put them in your shopping cart.  
Then click the "Buy Tickets" button which appears after seats are selected.  
Please note that you have 20 minutes to complete your order.

Pick New Event	Game	Location	Game Date	Event Information
	54 - #1	Camden	05/04/2007 7:05 PM	2,000 Dave LaPoint Bobbleheads by Enterprise Rent-A-Car

Current Section: 118 Available Price Total: \$0.00 Item Count: 0  
Not Available Pick New Section

Shopping Cart is Empty

## EXHIBIT P



Step 3 of 5: Please click on available seats to put them in your shopping cart.  
Then click the "Buy Tickets" button which appears after seats are selected.  
Please note that you have 10 minutes to complete your order.

Click New Event	Event	Details	Event Date	Event Information
	54 - #1	Camden	05/04/2007 7:05 PM	2,000 Dave LePoint Bobbleheads by Enterprise Rent-A-Car

Current Section: 118 Available Price Total: \$20.00 Item Count: 2  
Not Available

118

05/04/07 7:05 PM

118

H

11

\$10.00

☐

118

05/04/07 7:05 PM

118

H

10

\$10.00

☐

Delete

Buy Tickets

118

05/04/07 7:05 PM

118

H

11

\$10.00

☐

118

05/04/07 7:05 PM

118

H

10

\$10.00

☐

Delete

Buy Tickets